



2827 2800

Receipt #4

Docket No. 00/200

IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE

In re the Application of:
Srivatsa Venkatasubbarao
Lothar U. Kempen

Serial No: 09/838,700

Filed: April 19, 2001

For: APPARATUS INCLUDING A BIOCHIP
FOR IMAGING OF BIOLOGICAL SAMPLES
AND METHOD

Art Unit:

) I hereby certify that this correspondence is
being deposited with the United States Postal
Service as first class mail in an envelope
addressed to: Commissioner of Patents and
Trademarks, Washington, D.C. 20231, on
August 22, 2001.

Jul Mar-Shakti Wheeler
Jul Mar-Shakti Wheeler

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION AND
RESPONSE TO FILING RECEIPT Dated June 12, 2001
FILED UNDER 37 CFR 1.53(b)**

This is a response to the Notice to File Missing Parts of Nonprovisional Application dated June 12, 2001, and to the Filing Receipt dated June 12, 2001.

Any extension of time required for this filing is hereby requested and the Commissioner is authorized to charge any amount found to be due either for any extensions of time or for any other reason to deposit account no. 501585.

The requirements of the Notice are traversed and at least one not understood. It is requested that the Notice be withdrawn.

The applicant has calculated the filing fee as \$715.00. This is on the basis of a basic fee of \$355 and \$360 from 9 independent claims over 3. The application transmittal letter (copy

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Docket No. 00/200

enclosed) expressly claimed small entity status (see indicated portion) as well as showing a calculation in a column entitled "Small Entity , and authorized that the filing fee be charged to the deposit account no. 501585. Also the filing fee stated in the transmittal letter, \$715.00 is correct.

Also, the Filing Receipt (confirmation no. 8776) indicated that the Domestic Priority data is inconsistent with PTO records, but applicant can find no inconsistency in the claim of priority, which is a CIP of application serial number 09/614,503 filed on July 7, 2000. The common inventor is Lothar U. Kempen.

Applicant therefore requests confirmation that these issues are considered closed and that the Notice is withdrawn.

Respectfully submitted,

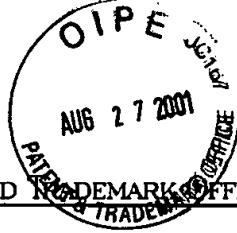


Lawrence S. Cohen, Esq.
Attorney for Applicant
Reg. No. 25,225
Date: August 22, 2001

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UNITED STATES PATENT AND TRADEMARK OFFICE



COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/838,700	04/19/2001	Srivatsa Venkatasubbarao	00/200

CONFIRMATION NO. 8776

FORMALITIES LETTER



OC00000006170886

Lawrence S. Cohen, Attorney
Intelligent Optical Systems, Inc.
2520 W. 237th Street
Torrance, CA 90505-5217

Date Mailed: 06/12/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$640.
 - **\$640 for 8 independent claims over 3 .**
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1480.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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UTILITY PATENT
DOCKET NO: 00/200

Commissioner of Patents
And Trademarks
Washington, DC 20231

Express Mail No. EL721009185US
Date of Deposit: 18 April 2001

Enclosed for filing is a complete utility patent application entitled: APPAREATUS INCLUDING A BIOCHIP FOR IMAGING OF BIOLOGICAL SAMPLES AND METHOD

Including a specification with 1-17 pages

Including claims 1-14

Enclosed are 6 sheets of drawings including Figs. 1 thru 11

Enclosed is a declaration for patent application

Enclosed is an assignment recording form cover sheet

Enclosed is an assignment document

Enclosed is our postcard

Please charge the filing fee and the assignment

Recordation fee to deposit account number 501585

Enclosed is provisional application S.N. 09/614,503

The fee has been calculated as shown below:

Item	No. Filed	Allocated	No. Extra	Small Entity	Non Small Entity
				Rate	Fee
1. BASIC FILING FEE - Design				<input type="checkbox"/>	<input type="checkbox"/>
2. BASIC FILING FEE - Utility				<input checked="" type="checkbox"/> \$355.00	<input type="checkbox"/>
2. Total Claims:	20	-20 =	0	x \$ 9.00 = 00.00	x \$ 18.00 =
3. Independent:	11	- 3 =	8	x \$40.00 = 320.00	x \$ 80.00 =
4. Multiple Dependent Claims		- 0 =		x \$135.00 =	x \$270.00 =
5. Assignment Recordation	1			x \$40.00 = 40.00	x \$ 40.00 =
				TOTAL = \$715.00	TOTAL =

The applicant(s) and/or assignee(s) is/are entitled to small entity status.

Throughout prosecution of this application the Commissioner of Patents and Trademarks is authorized and requested to charge any additional fees that may be required, or credit any overpayment to deposit account no. 501585.

Lawrence S. Cohen
Reg. No. 25,225
Attorney for Applicant

Please send all correspondence to:
Lawrence S. Cohen, Attorney
Intelligent Optical Systems, Inc.
2520 W. 237th Street
Torrance, CA 90505-5217

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 2023. Express Mail Label No. EL721009185US; Date of Deposit: 18 April, 2001

Lawrence S. Cohen

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JULY 21 2001
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